

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Dashawn Walters,  
Movant,

- v -

16Cr.339

United States of America,  
Respondent.

MOVANT'S MOTION SEEKING EMERGENCY RELEASE  
DUE TO THE COVID-19 VIRUS

COMES NOW, Movant, Dashawn Walters acting pro se. respectfully  
MOVES this Court seeking emergency release due to the  
COVID-19 Virus, for the following reasons set forth.

A) MOVANT FACES IMMUNE DANGER  
DUE TO THE COVID-19 VIRUS  
SPREADING IN U.S.P VICTORVILLE

Recently prison officers and inmates have been tested  
positive of the COVID-19 virus in U.S.P Victorville. Accordingly  
pursuant to title 18, U.S.C, section 4202, Bop have a duty of  
care to protect me. Movant faces immune danger from the  
COVID-19 virus due to movant's underlying health condition  
in which he has been diagnosed with asthma. Movant  
sought release from prison officials by filing for a  
compassionate release and there was no reply. At this  
prison, prison officials fail to adjudicate prisoners

administrative remedy request. Movant submitted an informal resolution (BP-8) on the matter of seeking a compassionate release and to no avail prison officials have failed to respond. Accordingly United States V. Perez, NO. 17-cr-513-3, 2020 WL 1546422, at 1 (S.D.N.Y Apr 1, 2020) (Defendants "exhaustion of the administrative process [under the First Step Act] can be waived in light of the extraordinary threat posed in his unique circumstances - by the COVID-19 pandemic").

WHEREFORE, Movant prays that this court takes the steps by granting Movant Motion for relief.

Respectfully Submitted,  
 \* Dashawn Walters  
 DASHAWN WALTERS  
 REG No. 77746-054  
 U.S.P VICTORVILLE  
 P.O. Box 3900  
 ADELANTO, CA 92301

CERTIFICATION OF SERVICE

I HEREBY STATE THAT THE FOREGOING MOTION SEEKING EMERGENCY RELEASE DUE TO THE COVID-19 VIRUS WAS MAILED INTO THE CLERK OFFICE ON THIS 27 DAY OF September, 2020